### YUNKER & ASSOCIATES

Benjamin D. Allen P.O. Box 21784 Lexington, KY 40522-1784

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RECEIVED

MAY 1 2 2005

May 11, 2005

Sincerely,

Benjamin D. Allen

PUBLIC SERVICE COMMISSION

Elizabeth O'Donnell, Executive Director Public Service Commission 211 Sower Boulevard P.O. Box 615 Frankfort, KY 40602-0615

Re:

Case No. 2003-00266, Investigation into the Membership of Louisville Gas and Electric Company and Kentucky Utilities Company in the Midwest Independent Transmission System

Operator, Inc.

### Dear Ms. O'Donnell:

Enclosed is the original plus ten (10) copies of the Unopposed Motion to Reschedule the 5/18/05 Hearing to be filed on behalf of the Midwest Independent Transmission System Operator, Inc. ("the Midwest ISO") in the above-referenced proceeding. Also enclosed are two additional copies. Please file-stamp both copies and return them to this office in the enclosed self-addressed stamped envelope. Thank you for your attention to this matter.

**Enclosures** 

# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

In the Matter of:

MAY 1 2 2005

Investigation into the Membership of Louisville Gas and Electric Company and Kentucky Utilities Company in the Midwest Independent Transmission System Operator, Inc.

Case No. 2003-002/BLIC SERVICE

## The Midwest ISO's Unopposed Motion to Reschedule 5/18/05 Hearing

Upon the recommendation of the Commission Staff, the Midwest Independent Transmission System Operator, Inc. ("the Midwest ISO") hereby files this unopposed motion to reschedule the date previously established for the hearing in this matter in the Commission's order of March 24, 2005. The Midwest ISO has informed the Commission and counsel of record in this matter that it is ss, Dr. Ronald McNamara, would not be available to tes scheduled hearing dates due to a serious it.

It is a currently to counsel of record and the Commission Staff held a tele to discuss what options existed to accommodal the Commission in light.

of Dr. McNamara's unavailability. The consensus reached during this telephone conference was that the parties should reschedule the hearing for a later date and that one of the parties file a motion to that effect. The parties are currently in discussion regarding the selection of mutually convenient dates for rescheduling the hearing. An additional filing will be made shortly that sets out the agreed-upon dates.

Respectfully submitted,

Katherine K. Yunker Benjamin D. Allen YUNKER & ASSOCIATES P.O. Box 21784 Lexington, KY 40522-1784 (859) 255-0629 fax: (859) 255-0746

Stephen G. Kozey James C. Holsclaw Midwest Independent Transmission System Operator, Inc. 701 City Center Drive Carmel, IN 46032 (317) 249-5769

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1667 K. Street N.W., Suite 700
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By:

ATTORNEYS FOR MIDWEST INDEPENDENT TRANSMISSION SYSTEM OPERATOR, INC.

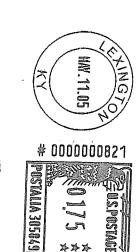
#### CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this the <u>11th</u> day of May, 2005, the original and ten (10) copies of the foregoing were sent, via first-class U.S. mail, to the Commission for filing. In addition, a copy of the foregoing was served via first-class U.S. mail to:

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David C. Boehm BOEHM, KURTZ & LOWRY Suite 2110 CBLD Building 36 East Seventh Street Cincinnati, OH 45202

Attorney for Midwest Independent
Transmission System Operator, Inc.





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